

PUBLIC NOTICE - ST. BERNARD PARISH COUNCIL MEETING - AGENDA

Email: radams@sbpg.net

(504) 278-4228

(504) 278-4209 (fax)

Posted: 10/13/22

Tuesday, October 18, 2022

3:00 p.m.

Council Chambers

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Sign Interpreter will be provided if requested 48 working hours in advance. Should an interpreter be needed, it is advised that the interested person contact the Clerk of Council at 278-4228. All accessible formats are available upon request.

- A. Meeting Called to Order and Roll Call
- B. Remind Public that no food or drink is allowed in the Council Chambers
- C. Remind Public of Cell Phone Ordinance **SBPC #815-02-08**
- D. Invocation by Councilmember Everhardt
- E. Pledge of Allegiance by Councilmember Everhardt
- F. Recognize Elected Officials

APPROVAL OF MINUTES

1. Motion to approve the minutes from the October 4, 2022 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, October 14, 2022. (Council Chair)

RECOGNITION

2. Motion to recognize the Mystic Krewe of Barkus for a check donation. (Councilmember Luna)
3. Motion to recognize Donnie Bourgeois with the Capital Projects Department for an update. (Councilmember Callais)
4. Councilmember's for a District Update
5. Guy McInnis, President's Report
6. Recognize the Public

PUBLIC HEARINGS

7. **Summary No. 4048**
Planning Commission recommended **NO RECOMMENDATION** on 9/27/22
Introduced by: Administration on 10/4/22
Public Hearing held on 10/18/22

AN ORDINANCE TO APPROVE **DOCKET Z-2022-006**, PETITION OF DAVID JARRELL FOR A ZONING CHANGE FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO C-1 (NEIGHBORHOOD COMMERCIAL). PROPERTY LOCATION: 3 OLD HICKORY AVE. CHALMETTE LA 70043.

8. **Summary No. 4049**
Planning Commission recommended **NO RECOMMENDATION** on 9/27/22
Introduced by: Administration on 10/4/22
Public Hearing held on 10/18/22

AN ORDINANCE TO APPROVE **DOCKET Z-2022-007**, PETITION OF DAVID JARRELL FOR A ZONING CHANGE FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO C-1 (NEIGHBORHOOD COMMERCIAL). PROPERTY LOCATION: 5 OLD HICKORY AVE. CHALMETTE LA 70043.

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9. **Summary No. 4050**

Planning Commission recommended **DENIAL** on 9/27/22

Introduced by: Administration on 10/4/22

Public Hearing held on 10/18/22

AN ORDINANCE TO APPROVE **DOCKET Z-2022-009**, PETITION OF ISADORE LABROUSSE, III FOR A ZONING CHANGE FROM C-1 (NEIGHBORHOOD COMMERCIAL) TO C-2 (GENERAL COMMERCIAL). PROPERTY LOCATION: 1530 E. JUDGE PEREZ DRIVE, CHALMETTE, LA 70043.

RESOLUTIONS

10. Adopt **Resolution SBPC #2268-10-22**, approving permits as recommended by the Alcohol Beverage and Bingo Department: (Administration)

Beer and/or Liquor Permit(s)

1. Churchill Downs Louisiana Horse Racing Co., LLC, dba, Fair Grounds OTB and Casino, 8700 W. Judge Perez Dr., Suite B, Chalmette, La. 70043 Member(s): Carey Loshbaugh, William Carstanjen, Alan Kung Leung Tse, Michael Anderson and Timothy Bryant (**Renewal**) (**Beer and Liquor**)
2. Churchill Downs Louisiana Horse Racing Co, LLC, dba, Fair Grounds OTB and Casino, 4242 E. Judge Perez Dr., Meraux, La. 70075 Officer(s): Austin Miller, Michael Anderson and Paul Douglas Shipley (**Renewal**) (**Beer and Liquor**)
3. DG Louisiana, LLC, dba, Dollar General Store #111138, 3305 Paris Road, Chalmette, La. 70043 Officer(s): Steven Deckard, John Garratt and James Thorpe (**Renewal**) (**Beer and Liquor**)
4. DG Louisiana, LLC, dba, Dollar General Store #11428, 5505 E. Judge Perez Dr., Violet, La. 70092 Owner(s): Steven Deckard and Jason Reiser (**Renewal**) (**Beer and Liquor**)
5. DG Louisiana, LLC, dba, Dollar General Store #11511, 951 Bayou Road, St. Bernard, La. 70085 Officers(s): Steven Deckard and Jason Reiser (**Renewal**) (**Beer and Liquor**)
6. DG Louisiana, LLC, dba, Dollar General Store #13839, 4201 E. Judge Perez Dr., Meraux, La. 70075 Officer(s): Steven Deckard and Jason Reiser (**Renewal**) (**Beer and Liquor**)
7. DG Louisiana, LLC, dba, Dollar General Store #24832, 7201 St. Claude Ave, Arabi, La. 70032 Owner(s): Steven Deckard and Jason Reiser (**Renewal**) (**Beer and Liquor**)
8. EMA, Inc., dba, South Lake Foods, 7532 E. Judge Perez Dr., Violet, La. 70092 Owner(s): Manuel and Eva Nicosia (**Renewal**) (**Beer and Liquor**)
9. El Paso Mexican Grill Chalmette, LLC, dba, El Paso, 434 E. Judge Perez Dr., Chalmette, La. 70043 Owner(s): Rogelio Chavez (**Renewal**) (**Beer and Liquor**)

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10. Frozen Fantasies, LLC, dba, Frozen Fantasies, 3120 E. Judge Perez Dr., Meraux, La. 70075
Owner(s): Harry Meraux Fisher III and Herbie Meraux Fisher **(Renewal) (Beer and Liquor)**
11. GMG Express, LLC, dba, Grab N Go, 7601 E. St. Bernard Hwy., Violet, La. 70092 Owner:
Maher Abukahlil **(Renewal) (Beer and Liquor)**
12. Grape Stop Tobacco & Liquor, LLC, dba, Grape Stop, 9212 W. Judge Perez Dr., Ste. E
Chalmette, La. 70043 Owner(s): Kent Paul Lattimore **(Renewal) (Beer and Liquor)**
13. St. Bernard Ecotourism, LLC, dba, The Wharf on Bienvenue 6301 Paris Road, Chalmette, La.
70043 Owner(s): Manuel Montelongo, III and Cheri Montelongo **(New) (Beer and Liquor)**

Special Event(s)

1. Name of Organization: Knights of Nemesis Social Club and Parade
Address: P. O. box 291, Arabi, La. 70032
Name of Event: Nemesis Parade
Type of Event: Mardi Gras Parade
Location: From Dr. Meraux Drive moving east on Judge Perez Dr.
until Campagna Dr. then moving west along Judge Perez
Dr. back to the Fred Sigur Civic Center
Date(s): Saturday, February 11, 2023
Time(s): 5:00 p.m. to 10 p.m.
Contact Person: Gail Gowland

11. Adopt **Resolution SBPC #2269-10-22**, a resolution certifying to the Louisiana Department of Transportation and Development that St. Bernard Parish Government has and will continue to comply with all FHWA/DOTD requirements regarding performance of interim inspections, calculating the load carrying capacity and load posting deficient bridges under their jurisdiction for 2022.
(Administration)
12. Adopt **Resolution SBPC #2270-10-22**, a resolution requesting from DOTD Statewide Flood Control Program for the authority to advertise for the Buccaneer Villa North Subdivision – Phase I – Retention Pond Flood Control Program with the purpose of reducing existing flood damages in the St. Claude Heights, Carolyn Park, Buccaneer Villa North, and Chalmette Plaza Subdivision.
(Administration)

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ADOPTIONS

13. **Summary No. 4046**

Introduced by: Councilmember Lewis on 9/6/22

Public Hearing held on 9/20/22

Tabled on 9/20/22 until 10/18/22

AN ORDINANCE TO **AMEND** CHAPTER 14, OFFENSES AND MISCELLANEOUS PROVISIONS; ARTICLE III, CHARITABLE GAMES OF CHANCE; TO ADD AND CREATE SECTION 14-69, HISTORICAL HORSE RACING OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

14. **Summary No. 4048**

Planning Commission recommended **NO RECOMMENDATION** on 9/27/22

Introduced by: Administration on 10/4/22

Public Hearing held on 10/18/22

AN ORDINANCE TO APPROVE **DOCKET Z-2022-006**, PETITION OF DAVID JARRELL FOR A ZONING CHANGE FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO C-1 (NEIGHBORHOOD COMMERCIAL). PROPERTY LOCATION: 3 OLD HICKORY AVE. CHALMETTE LA 70043.

15. **Summary No. 4049**

Planning Commission recommended **NO RECOMMENDATION** on 9/27/22

Introduced by: Administration on 10/4/22

Public Hearing held on 10/18/22

AN ORDINANCE TO APPROVE **DOCKET Z-2022-007**, PETITION OF DAVID JARRELL FOR A ZONING CHANGE FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO C-1 (NEIGHBORHOOD COMMERCIAL). PROPERTY LOCATION: 5 OLD HICKORY AVE. CHALMETTE LA 70043.

16. **Summary No. 4050**

Planning Commission recommended **DENIAL** on 9/27/22

Introduced by: Administration on 10/4/22

Public Hearing held on 10/18/22

AN ORDINANCE TO APPROVE **DOCKET Z-2022-009**, PETITION OF ISADORE LABROUSSE, III FOR A ZONING CHANGE FROM C-1 (NEIGHBORHOOD COMMERCIAL) TO C-2 (GENERAL COMMERCIAL). PROPERTY LOCATION: 1530 E. JUDGE PEREZ DRIVE, CHALMETTE, LA 70043.

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INTRODUCTIONS

17. **Summary No. 4051**

Introduced by: Councilmember Everhardt on 10/18/22

AN ORDINANCE TO **AMEND** CHAPTER 22, ZONING; SECTION 22-5, RESIDENTIAL ZONING DISTRICTS; SUB-SECTION 22-5-2 GENERAL PROVISIONS, SUB-SUBSECTION 22-5-2.3. BULK AND AREA REQUIREMENTS OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

18. **Summary No. 4052**

Introduced by: Councilmember Luna on 10/18/22

AN ORDINANCE **REPEALING ORDINANCE SBPC #1213-09-10**, AN ORDINANCE TO APPROVE ZONING CHANGES ALONG JUDGE PEREZ DRIVE, ST. BERNARD HIGHWAY, AND PARIS ROAD FOR PROPERTIES FACING SAID ROADWAYS, WHILE STILL SUBJECT TO ALL OTHER GOVERNMENT COMPLIANCE INCLUDING BUT NOT LIMITED TO THE PLANNING AND ZONING COMMISSION, PUBLIC WORKS, AND THE OFFICE OF COMMUNITY DEVELOPMENT.

19. **Summary No. 4053**

Introduced by: Councilmember Callais on 10/18/22

AN ORDINANCE TO **AMEND** CHAPTER 2, ADMINISTRATION; ARTICLE I, IN GENERAL; SECTION 2-4, PARISH COUNCIL MEMBERS' SALARIES OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

OTHER MATTERS

20. Motion to discuss and take any action as it relates to information received from the Coastal Zone Advisory Committee.

Next Regular scheduled Council Meeting will be held Tuesday, November 1, 2022 @ 7:00 p.m.

Approved by: *Herri Callais* Time: 1:03 p.m. Date: 10/13/22

#1

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, OCTOBER 18, 2022 AT THREE O'CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to approve the minutes from the October 4, 2022 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, October 14, 2022.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS:

NAYS:

ABSENT:

The Council Chair, Ms. Callais, cast her vote as **XXX**.

And the motion was declared **adopted** on the 18th day of October, 2022.

CERTIFICATE

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, October 18, 2022.

Witness my hand and the seal
of the Parish of St. Bernard on
this 18th day of October, 2022.

ROXANNE ADAMS
CLERK OF COUNCIL

OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A **REGULAR MEETING HELD ON TUESDAY, OCTOBER 4, 2022 AT 7:00 P.M.** IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, LOCATED AT 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA.

The St. Bernard Parish Council, the Governing Authority, met in Regular Session on Tuesday, October 4, 2022 at seven o'clock p.m. pursuant to notice given to each member and posted in the manner required by law.

The meeting convened at 7:01 p.m. Members present: Council Chair Kerri Callais, Joshua "Josh" Moran, Howard Luna, Wanda Alcon, Fred Everhardt, Jr., and Richard "Richie" Lewis.

Councilmembers absent: Gillis McCloskey

Also present were Roxanne Adams, Clerk of Council, serving as official secretary of the Council and Ronnie Alonzo, CAO and Kellson Jeffrey, Finance Director were representing Administration.

Councilmember Everhardt delivered the invocation and Councilmember Luna led the Pledge of Allegiance.

Elected Officials present were Constable Tony "Te-Ton" Jeansonne and 34th JDC Judge Kim Jones.

#1 On motion of Mrs. Alcon, seconded by Mr. Moran, it was moved to approve the minutes from the September 20, 2022 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, September 30, 2022.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Moran, Luna, Alcon, Everhardt, Lewis

NAYS: None

ABSENT: McCloskey

The Council Chair, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 4th day of October, 2022.

On motion of the Council Chair, without objection and by unanimous consent, it was moved to address item #2 after #3.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Moran, Luna, Alcon, Everhardt, Lewis

NAYS: None

ABSENT: McCloskey

The Council Chair, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 4th day of October, 2022.

#3 On joint motion of the Council Chair, without objection and by unanimous consent, it was moved to proclaim October 2022 as "Domestic Violence Awareness Month" in St. Bernard Parish.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Moran, Luna, Alcon, Everhardt, Lewis

NAYS: None

ABSENT: McCloskey

The Council Chair, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 4th day of October, 2022.

#2 On joint motion of the Council Chair, without objection and by unanimous consent, it was moved to recognize the "Help Me Home Program".

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

Minutes of the St. Bernard Parish Council Meeting of October 4, 2022

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YEAS: Moran, Luna, Alcon, Everhardt, Lewis

NAYS: None

ABSENT: McCloskey

The Council Chair, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 4th day of October, 2022.

#4 On joint motion of the Council Chair, without objection and by unanimous consent, it was moved to proclaim October 17-October 21, 2022 as "BPW Week" in St. Bernard Parish.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Moran, Luna, Alcon, Everhardt, Lewis

NAYS: None

ABSENT: McCloskey

The Council Chair, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 4th day of October, 2022.

#5 On motion of the Council Chair, without objection and by unanimous consent, it was moved to proclaim October 2022 as "Women's Small Business Month" in St. Bernard Parish.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Moran, Luna, Alcon, Everhardt, Lewis

NAYS: None

ABSENT: McCloskey

The Council Chair, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 4th day of October, 2022.

Council Chair took a Chairman's Privilege to proclaim October 2- October 8, 2022 as "National Newspaper Week" in St. Bernard Parish.

#6 On motion of the Council Chair, without objection and by unanimous consent, it was moved to recognize Cisco Gonzales with the Knights of Columbus.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Moran, Luna, Alcon, Everhardt, Lewis

NAYS: None

ABSENT: McCloskey

The Council Chair, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 4th day of October, 2022.

#7 Councilmember's District Update

A copy of this update is on file with the minutes of this meeting.

#8 President's Report

No action taken on this item

#9 Recognize the Public

- David Jarrel – Chalmette, LA

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- Joseph Rexford – Arabi, LA
- Ken Dufour – Violet, LA

#10 Summary No. 4041

Introduced by: Councilmember Alcon on 8/16/22

Planning Commission recommended **APPROVAL** on 9/27/22

AN ORDINANCE TO APPROVE **DOCKET Z-2022-008**, PETITION OF COUNCILMEMBER DISTRICT D FOR A ZONING CHANGE FROM C-1 (NEIGHBORHOOD COMMERCIAL) TO R-1M (SINGLE FAMILY MOBILE). PROPERTY LOCATION: BLOCK A: LOTS 2-40, BLOCK B: LOTS 2-40, BLOCK C: LOTS 1-30 & BLOCK D: LOTS:1-32, HIGHLAND DR. VIOLET, LA 70092.

NO ONE APPEARED TO SPEAK FOR OR AGAINST THIS ITEM

#11 On motion of Mrs. Alcon, seconded by Mr. Luna, it was moved to **adopt** the following resolution:

RESOLUTION SBPC #2264-10-22

BE IT RESOLVED, that the St. Bernard Parish Council, the Governing Authority, does hereby approve the following permits as recommended by the Alcohol Beverage and Bingo Department:

Beer and/or Liquor Permit(s)

1. ES & A, Inc., dba, Daiquiri Paradise, 201 W. Judge Perez Dr., Chalmette, La. 70043 Owner(s): George N. Ammari (**Renewal**) (**Beer and Liquor**)
2. El Patron, Inc., dba, El Patron Mexican Restaurant, 3109 Jean Lafitte Pkwy., Chalmette, La. 70043 Owner(s): Irene Sanchez De Avalos (**Renewal**) (**Beer and Liquor**)
3. Guillory, Lura Mae, dba, Guillory's, 8317 E. St. Bernard Hwy., St. Bernard, LA 70085 Owner(s): Lura Mae Guillory (**Renewal**) (**Beer Only**)

Special Event(s)

1. Name of Organization: Family Violence Program of St. Bernard
Address: 3010 Jean Lafitte Pkwy., Chalmette, LA 70043
Name of Event: 6th Annual Give a Hoot Trivia
Type of Event: Fundraiser
Location: Docville Farm
Date(s): Saturday, October 15, 2022
Time(s): 5:00 p.m. to 10 p.m.
Contact Person: Gail Gowland

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Moran, Luna, Alcon, Everhardt

NAYS: None

ABSENT: McCloskey

ABSTAINED: Lewis

The Council Chair, Ms. Callais, cast her vote as **ABSTAIN**.

And the motion was declared **adopted** on the 4th day of October, 2022.

#12 On motion of Mr. Everhardt, seconded by Mr. Luna, it was moved to **adopt** the following resolution:

RESOLUTION SBPC #2265-10-22

A RESOLUTION RESPECTFULLY REQUESTING ADMINISTRATION TO ADVERTISE FOR REQUESTS FOR PROPOSALS (RFP'S) FOR A STUDY OF THE FOLLOWING AS IT PERTAINS TO THE PROPOSED LOUISIANA INTERNATIONAL TERMINAL (LIT) SITE IN ST. BERNARD PARISH.

Minutes of the St. Bernard Parish Council Meeting of October 4, 2022

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Discussion ensued;

On motion of Mr. Lewis, seconded by Mr. Moran, it was moved to amend to add **"WHEREAS, a new resolution shall be passed disclosing the cost of any said study prior to a contract being signed."**

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Moran, Luna, Alcon, Everhardt, Lewis

NAYS: None

ABSENT: McCloskey

The Council Chair, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 4th day of October, 2022.

Discussion on the item as amended;

On motion of Mr. Moran, seconded by Ms. Callais, it was moved to amend the 1st WHEREAS to add a bullet point to read "Recommendations for any Mitigation Efforts that should be called for as a result of this traffic study."

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Moran, Alcon, Everhardt, Lewis

NAYS: Luna

ABSENT: McCloskey

The Council Chair, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 4th day of October, 2022.

Discussion on the item as amended;

On motion of Mr. Luna, seconded by Mr. Everhardt, it was moved to amend RFP to RFQ.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Moran, Luna, Alcon, Everhardt, Lewis

NAYS: None

ABSENT: McCloskey

The Council Chair, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 4th day of October, 2022.

Discussion on the item as amended;

On motion of Mr. Everhardt, seconded by Mr. Luna, it was moved to **adopt** the following resolution as amended:

RESOLUTION SBPC #2265-10-22

A RESOLUTION RESPECTFULLY REQUESTING ADMINISTRATION TO ADVERTISE FOR REQUESTS FOR QUALIFICATIONS (RFQ'S) FOR A STUDY OF THE FOLLOWING AS IT PERTAINS TO THE PROPOSED LOUISIANA INTERNATIONAL TERMINAL (LIT) SITE IN ST. BERNARD PARISH.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Moran, Luna, Alcon, Everhardt

NAYS: Lewis

ABSENT: McCloskey

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The Council Chair, Ms. Callais, cast her vote as **NAY**.

And the motion was declared **adopted** on the 4th day of October, 2022.

#13 On motion of Mrs. Alcon, seconded by Mr. Moran, it was moved to **adopt** the following resolution:

RESOLUTION SBPC #2266-10-22

A RESOLUTION AUTHORIZING AN APPLICATION AMENDMENT TO THE LOUISIANA OFFICE OF COMMUNITY DEVELOPMENT (CDBG) TO INCREASE THE AMOUNT OF COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM INCOME FUNDS FOR THE ST. BERNARD PARISH PARK REDEVELOPMENT PLAN FROM \$3,500,000 to \$5,000,000.

Discussion ensued;

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Moran, Luna, Alcon, Everhardt, Lewis

NAYS: None

ABSENT: McCloskey

The Council Chair, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 4th day of October, 2022.

#14 On motion of Mr. Everhardt, the following Resolution **failed** due to a lack of a second:

RESOLUTION SBPC #2267-10-22

A RESOLUTION RESPECTFULLY REQUESTING THAT ATTORNEY GENERAL JEFF LANDRY PROVIDE THE ST. BERNARD PARISH COUNCIL WITH AN OPINION REGARDING ST. BERNARD PARISH GOVERNMENT'S CAO, DIRECTORS AND UNCLASSIFIED SALARY EMPLOYEES TO BE PAID DOUBLE TIME DURING DECLARED EMERGENCIES.

#15 On motion of Mrs. Alcon, seconded by Mr. Lewis, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #2458-10-22

Summary No. 4041

Introduced by: Councilmember Alcon on 8/16/22

Planning Commission recommended **APPROVAL** on 9/27/22

Public Hearing held on 10/4/22

AN ORDINANCE TO APPROVE **DOCKET Z-2022-008**, PETITION OF COUNCILMEMBER DISTRICT D FOR A ZONING CHANGE FROM C-1 (NEIGHBORHOOD COMMERCIAL) TO R-1M (SINGLE FAMILY MOBILE). PROPERTY LOCATION: BLOCK A: LOTS 2-40, BLOCK B: LOTS 2-40, BLOCK C: LOTS 1-30 & BLOCK D: LOTS:1-32, HIGHLAND DR. VIOLET, LA 70092.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Moran, Luna, Alcon, Lewis

NAYS: None

ABSENT: McCloskey

DID NOT VOTE: Everhardt

The Council Chair, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 4th day of October, 2022.

#16 On motion of Mr. Moran, seconded by Mrs. Alcon, it was moved to **introduce** the following ordinance:

Summary No. 4047

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Introduced by: Administration on 10/4/22

AN ORDINANCE TO ADOPT THE 2023 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

Public Hearing for Summary No. 4047 will be held at the December 6, 2022 Council Meeting.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Moran, Luna, Alcon, Lewis

NAYS: None

ABSENT: McCloskey

DID NOT VOTE: Everhardt

The Council Chair, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 4th day of October, 2022.

#17 On motion of Mr. Lewis, seconded by Mr. Moran, it was moved to **introduce** the following ordinance:

Summary No. 4048

Introduced by: Administration on 10/4/22

Planning Commission recommended **NO RECOMMENDATION** on 9/27/22

AN ORDINANCE TO APPROVE **DOCKET Z-2022-006**, PETITION OF DAVID JARRELL FOR A ZONING CHANGE FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO C-1 (NEIGHBORHOOD COMMERCIAL). PROPERTY LOCATION: 3 OLD HICKORY AVE. CHALMETTE LA 70043.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Moran, Luna, Alcon, Everhardt, Lewis

NAYS: None

ABSENT: McCloskey

The Council Chair, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 4th day of October, 2022.

#18 On motion of Mr. Moran, seconded by Mr. Lewis, it was moved to **introduce** the following ordinance:

Summary No. 4049

Introduced by: Administration on 10/4/22

Planning Commission recommended **NO RECOMMENDATION** on 9/27/22

AN ORDINANCE TO APPROVE **DOCKET Z-2022-007**, PETITION OF DAVID JARRELL FOR A ZONING CHANGE FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO C-1 (NEIGHBORHOOD COMMERCIAL). PROPERTY LOCATION: 5 OLD HICKORY AVE. CHALMETTE LA 70043.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Moran, Luna, Alcon, Everhardt, Lewis

NAYS: None

ABSENT: McCloskey

The Council Chair, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 4th day of October, 2022.

#19 On motion of Mr. Lewis, seconded by Mr. Moran, it was moved to **introduce** the following ordinance:

Summary No. 4050

Minutes of the St. Bernard Parish Council Meeting of October 4, 2022

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Introduced by: Administration on 10/4/22

Planning Commission recommended **DENIAL** on 9/27/22

AN ORDINANCE TO APPROVE **DOCKET Z-2022-009**, PETITION OF ISADORE LABROUSSE, III FOR A ZONING CHANGE FROM C-1 (NEIGHBORHOOD COMMERCIAL) TO C-2 (GENERAL COMMERCIAL). PROPERTY LOCATION: 1530 E. JUDGE PEREZ DRIVE, CHALMETTE, LA 70043.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Luna, Alcon, Everhardt

NAYS: Moran, Lewis

ABSENT: McCloskey

The Council Chair, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 4th day of October, 2022.

#20 On the motion of the Council Chair, without objection and by unanimous consent, it was moved to accept the Monthly Financial Summary Statement of Revenues and Expenditures and Change in Fund Balance for August, 2022.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Moran, Luna, Alcon, Everhardt, Lewis

NAYS: None

ABSENT: McCloskey

The Council Chair, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 4th day of October, 2022.

#21 Coastal Zone Advisory Committee

No official action taken.

There being no further business for discussion, the Council Chair declared the meeting adjourned at 9:03 p.m. on the 4th day of October, 2022.

COPIES OF ALL RESOLUTIONS AND ORDINANCES IN THEIR ENTIRETY ARE ON FILE AT THE CLERK OF COUNCIL'S OFFICE AND ARE AVAILABLE FOR PUBLIC VIEWING.

Roxanne Adams

ROXANNE ADAMS
CLERK OF COUNCIL

Kerri Callais

KERRI CALLAIS
COUNCIL CHAIR

PUBLIC HEARING NOTICE

THE ST. BERNARD PARISH COUNCIL WILL HOLD A PUBLIC HEARING ON **TUESDAY, OCTOBER 18, 2022 THREE (3:00) O'CLOCK P.M.** AT THE COUNCIL CHAMBERS OF THE GOVERNMENT COMPLEX, LOCATED AT 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA TO RECEIVE COMMENTARY ON THE FOLLOWING PROPOSED ORDINANCE INTRODUCED AT THE OCTOBER 4, 2022 COUNCIL MEETING:

Summary No. 4048

Introduced by: Administration on 10/4/22

Planning Commission recommended **NO RECOMMENDATION** on 9/27/22

AN ORDINANCE TO APPROVE **DOCKET Z-2022-006**, PETITION OF DAVID JARRELL FOR A ZONING CHANGE FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO C-1 (NEIGHBORHOOD COMMERCIAL). PROPERTY LOCATION: 3 OLD HICKORY AVE. CHALMETTE LA 70043.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council does hereby approve **Docket Z-2022-006**, petition of David Jarrell for a zoning change from R-1 (single family residential) to C-1 (neighborhood commercial).

PROPERTY LOCATION: 3 OLD HICKORY AVE. CHALMETTE LA 70043.

SECTION 2. Effective Date. This Ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto, this Ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this Ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion this Ordinance with the invalid portions omitted.

BY DIRECTION OF

Kerri Callais

KERRI CALLAIS
COUNCIL CHAIR

PUBLIC HEARING NOTICE

THE ST. BERNARD PARISH COUNCIL WILL HOLD A PUBLIC HEARING ON **TUESDAY, OCTOBER 18, 2022 THREE (3:00) O'CLOCK P.M.** AT THE COUNCIL CHAMBERS OF THE GOVERNMENT COMPLEX, LOCATED AT 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA TO RECEIVE COMMENTARY ON THE FOLLOWING PROPOSED ORDINANCE INTRODUCED AT THE OCTOBER 4, 2022 COUNCIL MEETING:

Summary No. 4049

Introduced by: Administration on 10/4/22

Planning Commission recommended **NO RECOMMENDATION** on 9/27/22

AN ORDINANCE TO APPROVE **DOCKET Z-2022-007**, PETITION OF DAVID JARRELL FOR A ZONING CHANGE FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO C-1 (NEIGHBORHOOD COMMERCIAL). PROPERTY LOCATION: 5 OLD HICKORY AVE. CHALMETTE LA 70043.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council does hereby approve **Docket Z-2022-007**, petition of David Jarrell for a zoning change from R-1 (single family residential) to C-1 (neighborhood commercial).

PROPERTY LOCATION: 5 OLD HICKORY AVE. CHALMETTE LA 70043.

SECTION 2. Effective Date. This Ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto, this Ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this Ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion this Ordinance with the invalid portions omitted.

BY DIRECTION OF

Kerri Callais

KERRI CALLAIS
COUNCIL CHAIR

PUBLIC HEARING NOTICE

THE ST. BERNARD PARISH COUNCIL WILL HOLD A PUBLIC HEARING ON **TUESDAY, OCTOBER 18, 2022 THREE (3:00) O'CLOCK P.M.** AT THE COUNCIL CHAMBERS OF THE GOVERNMENT COMPLEX, LOCATED AT 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA TO RECEIVE COMMENTARY ON THE FOLLOWING PROPOSED ORDINANCE INTRODUCED AT THE OCTOBER 4, 2022 COUNCIL MEETING:

Summary No. 4050

Introduced by: Administration on 10/4/22

Planning Commission recommended **DENIAL** on 9/27/22

AN ORDINANCE TO APPROVE **DOCKET Z-2022-009**, PETITION OF ISADORE LABROUSSE, III FOR A ZONING CHANGE FROM C-1 (NEIGHBORHOOD COMMERCIAL) TO C-2 (GENERAL COMMERCIAL). PROPERTY LOCATION: 1530 E. JUDGE PEREZ DRIVE, CHALMETTE, LA 70043.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council does hereby approve **Docket Z-2022-009**, petition of Isadore Labrousse, III for a zoning change from C-1 (neighborhood commercial) to C-2 (general commercial).

PROPERTY LOCATION: 1530 E. JUDGE PEREZ DRIVE, CHALMETTE, LA 70043.

SECTION 2. Effective Date. This Ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto, this Ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this Ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion this Ordinance with the invalid portions omitted.

BY DIRECTION OF

Kerri Callais

KERRI CALLAIS
COUNCIL CHAIR

#10

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, OCTOBER 18, 2022 AT SEVEN O'CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to **adopt** the following resolution:

RESOLUTION SBPC #2268-10-22

BE IT RESOLVED, that the St. Bernard Parish Council, the Governing Authority, does hereby approve the following permits as recommended by the Alcohol Beverage and Bingo Department:

Beer and/or Liquor Permit(s)

1. Churchill Downs Louisiana Horse Racing Co., LLC, dba, Fair Grounds OTB and Casino, 8700 W. Judge Perez Dr., Suite B, Chalmette, La. 70043 Member(s): Carey Loshbaugh, William Carstanjen, Alan Kung Leung Tse, Michael Anderson and Timothy Bryant **(Renewal) (Beer and Liquor)**
2. Churchill Downs Louisiana Horse Racing Co, LLC, dba, Fair Grounds OTB and Casino, 4242 E. Judge Perez Dr., Meraux, La. 70075 Officer(s): Austin Miller, Michael Anderson and Paul Douglas Shipley **(Renewal) (Beer and Liquor)**
3. DG Louisiana, LLC, dba, Dollar General Store #11138, 3305 Paris Road, Chalmette, La. 70043 Officer(s): Steven Deckard, John Garratt and James Thorpe **(Renewal) (Beer and Liquor)**
4. DG Louisiana, LLC, dba, Dollar General Store #11428, 5505 E. Judge Perez Dr., Violet, La. 70092 Owner(s): Steven Deckard and Jason Reiser **(Renewal) (Beer and Liquor)**
5. DG Louisiana, LLC, dba, Dollar General Store #11511, 951 Bayou Road, St. Bernard, La. 70085 Officers(s): Steven Deckard and Jason Reiser **(Renewal) (Beer and Liquor)**
6. DG Louisiana, LLC, dba, Dollar General Store #13839, 4201 E. Judge Perez Dr., Meraux, La. 70075 Officer(s): Steven Deckard and Jason Reiser **(Renewal) (Beer and Liquor)**

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Extract #10 continued
October 18, 2022

7. DG Louisiana, LLC, dba, Dollar General Store #24832, 7201 St. Claude Ave, Arabi, La. 70032 Owner(s): Steven Deckard and Jason Reiser **(Renewal) (Beer and Liquor)**
8. EMA, Inc., dba, South Lake Foods, 7532 E. Judge Perez Dr., Violet, La. 70092 Owner(s): Manuel and Eva Nicosia **(Renewal) (Beer and Liquor)**
9. El Paso Mexican Grill Chalmette, LLC, dba, El Paso, 434 E. Judge Perez Dr., Chalmette, La. 70043 Owner(s): Rogelio Chavez **(Renewal) (Beer and Liquor)**
10. Frozen Fantasies, LLC, dba, Frozen Fantasies, 3120 E. Judge Perez Dr., Meraux, La. 70075 Owner(s): Harry Meraux Fisher III and Herbie Meraux Fisher **(Renewal) (Beer and Liquor)**
11. GMG Express, LLC, dba, Grab N Go, 7601 E. St. Bernard Hwy., Violet, La. 70092 Owner: Maher Abukahlil **(Renewal) (Beer and Liquor)**
12. Grape Stop Tobacco & Liquor, LLC, dba, Grape Stop, 9212 W. Judge Perez Dr., Ste. E Chalmette, La. 70043 Owner(s): Kent Paul Lattimore **(Renewal) (Beer and Liquor)**
13. St. Bernard Ecotourism, LLC, dba, The Wharf on Bienvenue 6301 Paris Road, Chalmette, La. 70043 Owner(s): Manuel Montelongo, III and Cheri Montelongo **(New) (Beer and Liquor)**

Special Event(s)

1. Name of Organization: Knights of Nemesis Social Club and Parade
Address: P. O. box 291, Arabi, La. 70032
Name of Event: Nemesis Parade
Type of Event: Mardi Gras Parade
Location: From Dr. Meraux Drive moving east on Judge Perez Dr. until Campagna Dr. then moving west along Judge Perez Dr. back to the Fred Sigur Civic Center

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Extract #10 continued
October 18, 2022

Date(s): Saturday, February 11, 2023
Time(s): 5:00 p.m. to 10 p.m.
Contact Person: Gail Gowland

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS:

NAYS:

ABSENT:

ABSTAINED:

The Council Chair, Ms. Callais, cast her vote as **XXX**.

And the motion was declared **adopted** on the 18th day of October, 2022.

C E R T I F I C A T E

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, October 18, 2022.

Witness my hand and the seal
of the Parish of St. Bernard on
this 18th day of October, 2022.

ROXANNE ADAMS
CLERK OF COUNCIL

#11

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY OCTOBER 18, 2022 AT THREE O'CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to **adopt** the following resolution:

RESOLUTION SBPC #2269-10-22

A RESOLUTION CERTIFYING TO THE LOUISIANA DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT THAT ST. BERNARD PARISH GOVERNMENT HAS AND WILL CONTINUE TO COMPLY WITH ALL FHWA/DOTD REQUIREMENTS REGARDING PERFORMANCE OF INTERIM INSPECTIONS, CALCULATING THE LOAD CARRYING CAPACITY AND LOAD POSTING DEFICIENT BRIDGES UNDER THEIR JURISDICTION FOR 2022.

WHEREAS, the Code of Federal Regulations as enacted by the United States Congress mandates that all structures defined as bridges located on all public roads shall be inspected, rated for safe load capacity and posted in accordance with the National Bridge Inspection Standards and that an inventory of these bridges be maintained by each State; and,

WHEREAS, the responsibility to inspect, rate and load post those bridges under the authority of St. Bernard Parish Government in accordance with those Standards is delegated by the Louisiana Department of Transportation and Development to St. Bernard Parish Government; and,

WHEREAS, this resolution was sponsored for administration; and,

WHEREAS, it is recommended by the Administration of the St. Bernard Parish Government that the Council approve said resolution.

NOW THEREFORE, BE IT RESOLVED, by the governing authority of St. Bernard Parish that the St. Bernard Parish Council, convened in regular session on October 18, 2022, does hereby certify to the Louisiana Department of Transportation and Development that they have and will continue to comply with all FHWA/DOTD requirements regarding performance of interim inspections, calculating the load carrying capacity and load posting deficient bridges under their jurisdiction for 2022.

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Extract #11, continued
October 18, 2022

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Louisiana Department of Transportation and Development, Attn: Mr. David M. Brassel, P.E., LADOTD District 02 Bridge Engineer/Bridge City 1440 Highway 90 Bridge City, LA 70094; St. Bernard Parish Department of Public Works; and the Office of the Parish President.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS:

NAYS:

ABSENT:

The Council Chair, Ms. Callais, cast her vote as **XXX**.

And the motion was declared **adopted** on the 18th day of October, 2022.

CERTIFICATE

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, October 18, 2022.

Witness my hand and the seal
of the Parish of St. Bernard on
this 18th day of October, 2022.

ROXANNE ADAMS
CLERK OF COUNCIL

#12

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY OCTOBER 18, 2022 AT THREE O'CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to **adopt** the following resolution:

RESOLUTION SBPC #2270-10-22

A RESOLUTION REQUESTING FROM DOTD STATEWIDE FLOOD CONTROL PROGRAM FOR THE AUTHORITY TO ADVERTISE FOR THE BUCCANEER VILLA NORTH SUBDIVISION – PHASE I – RETENTION POND FLOOD CONTROL PROGRAM WITH THE PURPOSE OF REDUCING EXISTING FLOOD DAMAGES IN THE ST. CLAUDE HEIGHTS, CAROLYN PARK, BUCCANEER VILLA NORTH, AND CHALMETTE PLAZA SUBDIVISIONS.

WHEREAS, St. Bernard Parish has submitted an application for funding of the Buccaneer Villa North Subdivision – Phase I – Retention Pond flood control project under the Statewide Flood Control Program; and,

WHEREAS, the State's share of the project funds has been made available and St. Bernard Parish has available its local matching share of the project funds in an amount of ten (10%) percent of the construction cost; and,

WHEREAS, at the request of St. Bernard Parish, Digital Engineering & Imaging, Inc., has prepared plans and specifications for said project, which plans and specifications are designated by State Project No. H.014399; and,

WHEREAS, St. Bernard Parish has reviewed the final plans, specifications and cost estimate and accepts them as submitted and the Department of Transportation and Development has reviewed the final plans, specifications, and cost estimate and has approved them inasmuch as they comply with the requirements of the Statewide Flood Control Program; and,

WHEREAS, all necessary servitudes, rights-of-way, spoil disposal areas, rights of ingress and egress and the means thereof have been acquired by St. Bernard Parish, and the titles thereto are valid and indefeasible; and,

WHEREAS, St. Bernard Parish has obtained all necessary permits required for the construction of this project; and,

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Extract #12 continued
October 18, 2022

WHEREAS, St. Bernard Parish has agreed to accomplish all necessary utilities, fence and other facilities relocations and alterations made necessary by this project; and,

WHEREAS, the Official Journal for the St. Bernard Parish is The St. Bernard Voice, whose mailing address is 234 Mehle Ave. Arabi, LA 70032, and whose telephone number is 504-279-7488; and,

WHEREAS, St. Bernard Parish desires to advertise for competitive bids, in accordance with LRS 38:2212, et seq., for the award of a contract in the name of the St. Bernard Parish, and furnish engineering services during the progress of the work.

NOW, THEREFORE, BE IT RESOLVED by the St. Bernard Parish, in Regular session assembled on this 18th day October 2022, that the Department of Transportation and Development be and hereby is requested to authorize the St. Bernard Parish to advertise for competitive bids in accordance with LRS 38:2212, et seq., for the award of a contract in the name of St. Bernard Parish, covering the aforesaid improvements.

BE IT RESOLVED that the Department of Transportation and Development be and hereby is assured that all necessary servitudes, rights-of-way, rights of ingress and egress and the means thereof have been obtained by St. Bernard Parish, and the titles thereto are valid and indefeasible and St. Bernard Parish expressly agrees to defend any action for the failure of any servitude, right-of-way, right of ingress or egress, and St. Bernard Parish does hereby assume complete responsibility for providing engineering services during construction and the maintenance and upkeep of the project after construction.

BE IT RESOLVED that the Department of Transportation and Development be and hereby is assured that all required permits have been obtained by St. Bernard Parish.

BE IT RESOLVED that the Department of Transportation and Development be and hereby is assured that St. Bernard Parish has available its local matching funds in an amount of ten (10%) percent of the total project construction cost to insure construction of this project.

BE IT RESOLVED that St. Bernard Parish will and hereby does assume complete responsibility for all utilities, fence, and other facilities relocations and alterations made necessary by this project.

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Extract #12 continued
October 18, 2022

BE IT RESOLVED THAT St. Bernard Parish does hereby save and hold harmless the Department of Transportation and Development against any loss or damage of any kind incident to or occasioned by Activities undertaken in pursuance of this agreement and expressly agrees to defend any suit brought against the Department of Transportation & Development and pay any judgment which may result from said suit as it relates to this project.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS:

NAYS:

ABSENT:

The Council Chair, Ms. Callais, cast her vote as **XXX**.

And the motion was declared **adopted** on the 18th day of October, 2022.

C E R T I F I C A T E

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, October 18, 2022.

Witness my hand and the seal
of the Parish of St. Bernard on
this 18th day of October, 2022.

ROXANNE ADAMS
CLERK OF COUNCIL

#13

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, OCTOBER 18, 2022 AT THREE O'CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to **adopt** the following ordinance:

Summary No. 4046

Introduced by: Councilmember Lewis on 9/6/22

Public Hearing held on 9/20/22

Tabled on 9/20/22 until 10/18/22

AN ORDINANCE TO **AMEND** CHAPTER 14, OFFENSES AND MISCELLANEOUS PROVISIONS; ARTICLE III, CHARITABLE GAMES OF CHANCE; TO ADD AND CREATE SECTION 14-69, HISTORICAL HORSE RACING OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council, the Governing Authority, does hereby amend Chapter 14, Offenses and Miscellaneous Provisions; Article III, Charitable games of chance; to add and create Section 14-69, Historical Horse Racing of the St. Bernard Parish Code of Ordinances is hereby amended as per attached Exhibit "A".

SECTION 2. Effective Date. This Ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto, this Ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this Ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion this Ordinance with the invalid portions omitted.

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Extract #13 continued
October 18, 2022

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS:

NAYS:

ABSENT:

The Council Chair, Ms. Callais, cast her vote as **XXX**.

And the motion was declared **adopted** on the 18th day of October, 2022.

ROXANNE ADAMS
CLERK OF COUNCIL

KERRI CALLAIS
COUNCIL CHAIR

Delivered to the Parish President _____
Date and Time

Received by _____

Approved _____ Vetoed _____

Parish President _____
Guy McInnis

Returned to Clerk of the Council _____
Date and Time

Received by _____

Exhibit "A"
Summary No. 4046
Ordinance SBPC #XXXX-XX-XX

Chapter 14 – Offenses and Miscellaneous Provisions
Article III – Charitable Games of Chance
Section 14-69 - Historical Horse Racing

Sec. 14-69 - Historical Horse Racing

Sec. 14-69.1. – Definitions.

- “Association” means any person, association, or corporation licensed by the commission to conduct horse racing within the State of Louisiana for any stakes, purse, or reward.
- “Commission” means the Louisiana State Racing Commission within the office of governor.
- “Historical horse racing” means a form of horse racing that creates pari-mutuel pools from wagers placed on horse races previously run at a pari-mutuel facility licensed in the United States; concluded with official results; and concluded without scratches, disqualifications, or dead-heat finishes through machines permitted and authorized by the commission.
- “Licensee” means any person, partnership, corporation or business entity receiving a license, permit, or privilege from the commission to conduct a race meeting or meetings.
- “Off-track wagering facility” means the licensed and authorized location where off-track wagers may be accepted. Any association licensed by the commission may conduct pari-mutuel wagering including historical horse racing on the premises of off-track wagering facilities.
- “Pari-mutuel wagering”, “pari-mutuel system of wagering”, or “mutual wagering” means any method of wagering approved by the commission in which one or more patrons’ wager on a horse race or races, whether live, simulcast, or previously run. Wagers are placed in one or more wagering pools, and wagers on different races or sets of races may be pooled together. Patrons may establish odds or payouts, and winning patrons share in amounts wagered including any carryover amounts, plus any amounts provided by an association less any deductions required, as approved by the commission and permitted by law. Pools maybe paid out incrementally over time as approved by the commission.
- “Prohibited property” means any property on the National Register of Historic Places, any public playground, any residential property, or any building used primarily as a church, synagogue, public library, or school.
- “Residential Property” means any property which is wholly or partly used for or intended to be used for living or sleeping by human occupants and which includes one or more rooms, including a bathroom and complete kitchen facilities. Residential property shall include a mobile home or manufactured housing, provided that it shall have been in its present location for at least sixty days. Residential property shall not include any hotel or motel.

Sec. 14-69.2. - Locations. Historic horse racing machine locations; prohibited distance; prohibited properties.

- (a.) An historical horse racing machine is prohibited within one mile from any prohibited property. The measurement of the distance shall be a straight line from the nearest

Exhibit "A"
Summary No. 4046
Ordinance SBPC #XXXX-XX-XX

point of the proposed off-track wagering facility with the historical horse racing machine to the nearest point of prohibited property.

Sec. 14-69-3. – Devices in Operation

(a.) Any off-track betting wagering facility, or any other facility licensed to conduct historical horse racing, shall have no more than three historical horse racing machines in operation.

Sec. 14-69.4. – Penalty for noncompliance

In addition to any other penalties provided in the St. Bernard Parish Code of Ordinances, noncompliance with this Ordinance shall result in immediate revocation of the off-track wagering facility's occupational license issued by St. Bernard Parish. Further, each historical horse racing machine not removed after notice has been served of noncompliance with this ordinance will be subject to \$250 amount per day penalty until said historical horse racing machine is removed.

#14

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, OCTOBER 18, 2022 AT THREE O'CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to **adopt** the following ordinance:

Summary No. 4048

Planning Commission recommended **NO RECOMMENDATION** on 9/27/22

Introduced by: Administration on 10/4/22

Public Hearing held on 10/18/22

AN ORDINANCE TO APPROVE **DOCKET Z-2022-006**, PETITION OF DAVID JARRELL FOR A ZONING CHANGE FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO C-1 (NEIGHBORHOOD COMMERCIAL). PROPERTY LOCATION: 3 OLD HICKORY AVE. CHALMETTE LA 70043.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council does hereby approve **Docket Z-2022-006**, petition of David Jarrell for a zoning change from R-1 (single family residential) to C-1 (neighborhood commercial).

PROPERTY LOCATION: 3 OLD HICKORY AVE. CHALMETTE LA 70043.

SECTION 2. Effective Date. This Ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto, this Ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this Ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion this Ordinance with the invalid portions omitted.

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Extract #14 continued
October 18, 2022

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS:

NAYS:

ABSENT:

The Council Chair, Ms. Callais, cast her vote as **XXX**.

And the motion was declared **adopted** on the 18th day of October, 2022.

ROXANNE ADAMS
CLERK OF COUNCIL

KERRI CALLAIS
COUNCIL CHAIR

Delivered to the Parish President _____
Date and Time

Received by _____

Approved _____ Vetoed _____

Parish President _____
Guy McInnis

Returned to Clerk of the Council _____
Date and Time

Received by _____

#15

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, OCTOBER 18, 2022 AT THREE O'CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to **adopt** the following ordinance:

Summary No. 4049

Planning Commission recommended **NO RECOMMENDATION** on 9/27/22

Introduced by: Administration on 10/4/22

Public Hearing held on 10/18/22

AN ORDINANCE TO APPROVE **DOCKET Z-2022-007**, PETITION OF DAVID JARRELL FOR A ZONING CHANGE FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO C-1 (NEIGHBORHOOD COMMERCIAL). PROPERTY LOCATION: 5 OLD HICKORY AVE. CHALMETTE LA 70043.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council does hereby approve **Docket Z-2022-007**, petition of David Jarrell for a zoning change from R-1 (single family residential) to C-1 (neighborhood commercial).

PROPERTY LOCATION: 5 OLD HICKORY AVE. CHALMETTE LA 70043.

SECTION 2. Effective Date. This Ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto, this Ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this Ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion this Ordinance with the invalid portions omitted.

Page -2-
Extract #15 continued
October 18, 2022

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS:

NAYS:

ABSENT:

The Council Chair, Ms. Callais, cast her vote as **XXX**.

And the motion was declared **adopted** on the 18th day of October, 2022.

ROXANNE ADAMS
CLERK OF COUNCIL

KERRI CALLAIS
COUNCIL CHAIR

Delivered to the Parish President _____
Date and Time

Received by _____

Approved _____ Vetoed _____

Parish President _____
Guy McInnis

Returned to Clerk of the Council _____
Date and Time

Received by _____

#16

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, OCTOBER 18, 2022 AT THREE O'CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to **adopt** the following ordinance:

Summary No. 4050

Planning Commission recommended **DENIAL** on 9/27/22

Introduced by: Administration on 10/4/22

Public Hearing held on 10/18/22

AN ORDINANCE TO APPROVE **DOCKET Z-2022-009**, PETITION OF ISADORE LABROUSSE, III FOR A ZONING CHANGE FROM C-1 (NEIGHBORHOOD COMMERCIAL) TO C-2 (GENERAL COMMERCIAL). PROPERTY LOCATION: 1530 E. JUDGE PEREZ DRIVE, CHALMETTE, LA 70043.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council does hereby approve **Docket Z-2022-009**, petition of Isadore Labrousse, III for a zoning change from C-1 (neighborhood commercial) to C-2 (general commercial).

PROPERTY LOCATION: 1530 E. JUDGE PEREZ DRIVE, CHALMETTE, LA 70043.

SECTION 2. Effective Date. This Ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto, this Ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this Ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion this Ordinance with the invalid portions omitted.

Page -2-
Extract #16 continued
October 18, 2022

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS:

NAYS:

ABSENT:

The Council Chair, Ms. Callais, cast her vote as **XXX**.

And the motion was declared **adopted** on the 18th day of October, 2022.

ROXANNE ADAMS
CLERK OF COUNCIL

KERRI CALLAIS
COUNCIL CHAIR

Delivered to the Parish President _____
Date and Time

Received by _____

Approved _____ Vetoed _____

Parish President _____
Guy McInnis

Returned to Clerk of the Council _____
Date and Time

Received by _____

#17

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, OCTOBER 18, 2022 AT THREE O'CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to **introduce** the following ordinance:

Summary No. 4051

Introduced by: Councilmember Everhardt on 10/18/22

AN ORDINANCE TO **AMEND** CHAPTER 22, ZONING; SECTION 22-5, RESIDENTIAL ZONING DISTRICTS; SUB-SECTION 22-5-2 GENERAL PROVISIONS, SUB-SUBSECTION 22-5-2.3. BULK AND AREA REQUIREMENTS OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council, the Governing Authority, does hereby amend Chapter 22, Zoning; Section 22-5, Residential Zoning Districts; Sub-Section 22-5-2 General Provisions, Sub-Subsection 22-5-2.3. Bulk and Area Requirements of the St. Bernard Parish Code of Ordinances of the St. Bernard Parish Code of Ordinances as per attached Exhibit "A".

SECTION 2. Effective Date. This Ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto, this Ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this Ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion this Ordinance with the invalid portions omitted.

Page -2-
Extract #17 continued
October 18, 2022

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS:

NAYS:

ABSENT:

The Council Chair, Ms. Callais, cast her vote as **XXX**.

And the motion was declared **adopted** on the 18th day of October, 2022.

CERTIFICATE

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, October 18, 2022.

Witness my hand and the seal
of the Parish of St. Bernard on
this 18th day of October, 2022.

ROXANNE ADAMS
CLERK OF COUNCIL

Exhibit “A”
Summary No. 4051
Ordinance SBPC #XXXX-XX-XX

Chapter 22 – Zoning
Section 22-5 – Residential Zoning Districts
Subsection 22-5-2 – General Provisions
Sub-subsection 22-5-2.3 - Bulk and Area Requirements

22-5-2. *General provisions.*

22-5-2.1. *Schedule of zoning district regulations.* The schedule of regulations and the notes appended thereto, applying to the uses of land and buildings, the height, the coverage of lots, the yards and other open spaces to be provided contiguous to or in connection with buildings, the area of lots, off-street parking space, and all other matters contained therein, as indicated for the various districts established by this chapter, are hereby adopted and declared to be a part of this chapter and may be amended in the same manner as any other part of this chapter. The regulations listed for each district as designated reading from left to right across the schedule, and in all notes appended thereto, are hereby adopted and prescribed for such district, subject to the provisions of sections 22-5-2 and 22-6-2 of this chapter and, unless otherwise indicated, shall be deemed to be the minimum requirements in every instance of their application.

22-5-3. *Bulk and area requirements.* In residential zones no building hereafter erected, reconstructed, remodeled or altered shall exceed the height, be located on a lot of less width and area, or have smaller yards or ground floor area than the minimum requirements listed below.

ZONE	R-1 Single- Family(5)	R-2 Two- Family	R-3 (MD) Multiple- Family Medium Density	R-3 Multi- family	R-1(MS) Mobile Home	R-1(M) Mobile Home Single- family	R-4 Mobile Home Trailer Parks
Minimum Lot Requirements							
Frontage	60'	60'	60'		60' (7)	60'	30'
Lot area - sq. ft.	6,500	3,000(2) 6,500(3)	6500		6,500 (7)	6,500	3,500
Minimum Yard Requirements							
Front yard depth	20'(1)	20'(1)	18'(6)	18'(1)	(1)	10'(1)	(1)
Side yard (total)	10'	10'	10'	10'	16'	10'	12'
Side yard (per side)	10'/3(4)	3'	5'	5'	8'	3'	6'
Rear yard setback	20% lot depth. Max 25'	20% lot depth. Max 25'	10% lot depth. Max 15'	10% lot depth. Max 15'	10'	20% lot depth. Max 25'. 10' mobile homes	20% lot depth. Max 25'
Maximum Height Requirements							
Feet	35'		35'	35'	35'	35'	35'

Exhibit "A"
Summary No. 4051
Ordinance SBPC #XXXX-XX-XX

Notes to residential bulk and area requirements:

- (1) See exceptions and modifications section 22-4-3.2.
- (2) Three thousand (3,000) square feet minimum per side per family for two-family dwellings.
- (3) Six thousand five hundred (6,500) square feet per family for single-family dwellings with a minimum lot frontage of sixty (60) feet.
- (4) A total of ten (10) feet and three (3) feet minimum per side.
- (5) All R-1 and R-2 zoned or single- or two-family use, regardless of zoning district, primary structures on regulation sized lots shall have a minimum living area of thirty-five (35) percent of the allowable building area (total lot square footage minus required yard setbacks) with a maximum required square footage of one thousand six hundred (1,600) square feet. All R-1 and R-2 zoned or single- or two-family use, regardless of zoning district, primary structures on nonconforming lots shall have a minimum living area of forty-five (45) percent of the allowable building area with a maximum required square footage of one thousand six hundred (1,600) square feet. Living area, for this definition, shall be defined as under roof and climate controlled occupied areas.
- (6) The front setback may be reduced to match the block face, which will be determined during the design review.
- (7) Where a lot is located in an R-1M zoning district and had an approved subdivision into one lot, the lot may be subdivided back into the original lot subject to the following:**
 - (1) The lot shall have a minimum frontage width of thirty (30) feet and a minimum area of three thousand (3,000) square feet.**

#18

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, OCTOBER 18, 2022 AT THREE O'CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to **introduce** the following ordinance:

Summary No. 4052

Introduced by: Councilmember Luna on 10/18/22

AN ORDINANCE **REPEALING ORDINANCE SBPC #1213-09-10**, AN ORDINANCE TO APPROVE ZONING CHANGES ALONG JUDGE PEREZ DRIVE, ST. BERNARD HIGHWAY, AND PARIS ROAD FOR PROPERTIES FACING SAID ROADWAYS, WHILE STILL SUBJECT TO ALL OTHER GOVERNMENT COMPLIANCE INCLUDING BUT NOT LIMITED TO THE PLANNING AND ZONING COMMISSION, PUBLIC WORKS, AND THE OFFICE OF COMMUNITY DEVELOPMENT.

SECTION 1. That Ordinance SBPC #1213-09-10 an ordinance to approve zoning changes along Judge Perez Drive, St. Bernard Highway, and Paris Road for properties facing said roadways, while still subject to all other government compliance including but not limited to the Planning and Zoning Commission, Public Works, and the Office of Community Development is hereby repealed in its entirety.

SECTION 2. Effective Date. This Ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto, this Ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this Ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion this Ordinance with the invalid portions omitted.

Page -2-
Extract #18 continued
October 18, 2022

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS:

NAYS:

ABSENT:

The Council Chair, Ms. Callais, cast her vote as **XXX**.

And the motion was declared **adopted** on the 18th day of October, 2022.

CERTIFICATE

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, October 18, 2022.

Witness my hand and the seal
of the Parish of St. Bernard on
this 18th day of October, 2022.

ROXANNE ADAMS
CLERK OF COUNCIL

#19

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, OCTOBER 18, 2022 AT THREE O'CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to **introduce** the following ordinance:

Summary No. 4053

Introduced by: Councilmember Callais on 10/18/22

AN ORDINANCE TO **AMEND** CHAPTER 2, ADMINISTRATION; ARTICLE I, IN GENERAL; SECTION 2-4, PARISH COUNCIL MEMBERS' SALARIES OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council does hereby amend Chapter 2, Article I, Section 2-4; Council Member's Salary to read as follows:

Sec. 2-4. Parish council members' salaries.

(a) The salary of the parish council effective at the beginning of the 2016 term of office shall be as follows:

- (1) The district council members shall receive a salary of one thousand two hundred fifty dollars (\$1,250.00) per month.
- (2) The at-large members shall receive a salary of one thousand four hundred fifty dollars (\$1,450.00) per month.
- (3) The chairman shall receive a salary of one thousand six hundred fifty dollars (\$1,650.00) per month.

(b) The salary of the parish council effective at the beginning of the 2024 term of office shall include a two- percent (2%) raise for inflation each year thereafter.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

Page -2-
Extract #19 continued
October 18, 2022

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS:

NAYS:

ABSENT:

The Council Chair, Ms. Callais, cast her vote as **XXXX**.

And the motion was declared **adopted** on the 18th day of October, 2022

C E R T I F I C A T E

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, October 18, 2022.

Witness my hand and the seal
of the Parish of St. Bernard on
this 18th day of October, 2022.

ROXANNE ADAMS
CLERK OF COUNCIL